

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent No. 7,488,841 B2)	
)	
Issue Date: February 10, 2009)	Group Art Unit: 1621
)	
Inventor: Yukio YAMAWAKI et al.)	Examiner: Karl J. Puttlitz
)	
Application No.: 10/525,729)	Conf. No. 8500
)	
Filed: February 25, 2005)	
)	
For: COMPOSITION CONTAINING)	
ACYL GROUP)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DETERMINATION OF PATENT TERM ADJUSTMENT - POST GRANT

The U.S. Patent and Trademark Office (PTO) issued the subject U.S. Patent No, 7,488,841 B2 (the '841 patent) with a patent term adjustment of 565 days. Applicants paid the Issue Fee on December 5, 2008, and agreed with the PTO's determination of patent term adjustment of 565 days, provided the patent issued in a timely manner. The patent issued on February 10, 2009. The three year pendency date for determination of patent term adjustment is February 25, 2008.

In view of the decision of the Federal District Court for the District of Columbia in *Wyeth v. Dudas* on September 30, 2008, patentee submits it is entitled to a total patent term adjustment of 916 days which is the sum of 351 days of patent term adjustment due to exceeding three year pendency and 565 days due to U.S. PTO delay.

Customer No. 22,852
Attorney Docket No. 10993.0249

If there are any fees due in connection with the filing of this request, please
charge such fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: April 8, 2009

By: 

Arthur S. Garrett
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ASG/pan